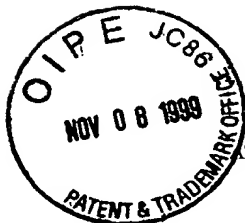


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CPA \$
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w/CPA

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL
(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

Address to: Assistant Commissioner for Patents Box CPA Washington DC 20231	Attorney Docket No.	P98,0774
	First Named Inventor	Alex Kunzler et al.
	Express Mail Label No.	EL307862652US
	Date:	November 8, 1999

This is a request for a X continuation or _____ divisional application under 37 CFR 1.53(d); (continued prosecution application (CPA)) of prior application number 08/944,234 filed on October 6, 1997, entitled "DRILL HEAD FOR USE IN PLACING A VERTEBRAL DISC DEVICE"

- ____ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. X A preliminary amendment is enclosed.
3. _____ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
- a. _____ DELETE the following inventor(s) named in the prior nonprovisional application: _____
- b. _____ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. _____ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
- a. _____ PTO-1449
- b. _____ Copies of IDS Citations

CLAIMS AS FILED					
	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE \$380.00
	TOTAL 24 CLAIMS	20	4	\$9.00	\$36.00
	INDEPENDENT CLAIMS 2	3	0	\$39.00	0
	ANY MULTIPLE DEPENDENT CLAIMS? ()YES ()NO				
				TOTAL FILING FEE - >	\$416.00

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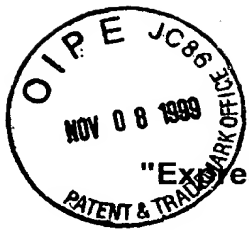
11/10/1999 11:11 00000000 00000000
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- a. ☐ A small entity statement is enclosed
b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. ☐ Is no longer claimed.
7. The Commissioner is hereby authorized to charge any additional fees which may be required **in connection with this application**, or credit any overpayment to Account No. **08-2290**. *A duplicate copy of this sheet is enclosed.*
8. ☒ A check in the amount of **\$416.00** to cover the filing fee is enclosed.
9. ☐ Other:
10. Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated **May 10, 1999** for **3** months so that the period for response is extended to **November 10, 1999**. A check in the amount of **\$ 435.00** is attached to cover the cost of the extension.

Respectfully submitted,

By: Todd S. Parkhurst
Todd S. Parkhurst (Reg. No. 26,494)
Hill & Simpson
85th Floor Sears Tower
Chicago, IL 60606
Customer No. 36-3002441

When phoning re: this application
please call (312) 876-0200 Ext. 3267



3731

CERTIFICATE OF MAILING

"Express Mail" Mailing Label Number EL 307862652US

Date of Deposit: November 8, 1999

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10(c) on the date indicated above and is addressed to:

**Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231**

This is a continuation application for:

Alex Kunzler et al.
P98,0774
08/944,234

DRILL HEAD FOR USE IN PLACING A VERTEBRAL DISC DEVICE

Enclosed are the following documents:

Continued Prosecution Application (CPA) Request Transmittal
form in duplicate;

Preliminary Amendment;

Fee: \$ 416.00;

Three months ext. fee: \$ 435.00

Postcard.

Signature of person mailing documents and fees